

COPY

UNITED STATES OF AMERICA COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION		OFGS FILE NO. P/546-192																																																				
<p>As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named) of the subject matter which is claimed and for which a patent is sought on the invention entitled:</p> <p><u>DIRECT EXPRESSION OF PEPTIDES INTO CULTURE MEDIA</u></p> <p>the specification of which is attached hereto, unless the following box is checked:</p> <p><input checked="" type="checkbox"/> was filed on <u>April 15, 1998</u> as United States Patent Application Number <u>09/060,765</u></p> <p>I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.</p> <p>I acknowledge the duty to disclose all information known to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.</p> <p>I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate or United States provisional application(s) listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:</p> <p>Prior Foreign or Provisional Application(s)</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">COUNTRY</th> <th style="width: 25%;">APPLICATION NUMBER</th> <th style="width: 25%;">DATE OF FILING (day, month, year)</th> <th style="width: 25%;">PRIORITY CLAIMED UNDER 35 U.S.C. 119</th> </tr> </thead> <tbody> <tr> <td>UNITED STATES</td> <td>60/043,700</td> <td>16 APRIL 1997</td> <td>YES <u>XX</u> NO <u> </u></td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td>YES <u> </u> NO <u> </u></td> </tr> </tbody> </table> <p>I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 33%;">UNITED STATES APPLICATION NUMBER</th> <th style="width: 33%;">DATE OF FILING (day, month, year)</th> <th style="width: 34%;">STATUS (patented, pending, abandoned)</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> <p>I hereby appoint customer no. 2352 OSTROLENK, FABER, GERB & SOFFEN, LLP, and the members of the firm, Samuel H. Weiner - Reg. No. 18,510; Jerome M. Berliner - Reg. No. 18,653; Robert C. Faber - Reg. No. 24,322; Edward A. Meilman - Reg. No. 24,735; Stanley H. Lieberstein - Reg. No. 22,400; Steven I. Weisburd - Reg. No. 27,409; Max Moskowitz - Reg. No. 30,576; Stephen A. Soffen - Reg. No. 31,063; James A. Finder - Reg. No. 30,173; William O. Gray, III - Reg. No. 30,944; Louis C. Dujmich - Reg. No. 30,625 and Douglas A. Miro - Reg. No. 31,643, as attorneys with full power of substitution and revocation to prosecute this application, to transact all business in the Patent & Trademark Office connected therewith and to receive all correspondence.</p> <p>SEND CORRESPONDENCE TO: OSTROLENK, FABER, GERB & SOFFEN, LLP DIRECT TELEPHONE CALLS TO: (212) 382-0700 1180 AVENUE OF THE AMERICAS NEW YORK, NEW YORK 10036-8403 CUSTOMER NO. 2352</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%;">FULL NAME OF SOLE OR FIRST INVENTOR Nozer M. MEHTA</td> <td style="width: 30%;">INVENTOR'S SIGNATURE <i>Nozer M. Mehta</i></td> <td style="width: 30%;">DATE 6/19/98</td> </tr> <tr> <td colspan="2">RESIDENCE (City and either State or Foreign Country) Randolph, New Jersey</td> <td>COUNTRY OF CITIZENSHIP UNITED STATES</td> </tr> <tr> <td colspan="3">POST OFFICE ADDRESS c/o Unigene Laboratories Inc. 110 Little Falls Road Fairfield, New Jersey 07004</td> </tr> <tr> <td>FULL NAME OF SECOND JOINT INVENTOR (IF ANY) Angelo P. Consalvo</td> <td>INVENTOR'S SIGNATURE <i>Angelo P. Consalvo</i></td> <td>DATE 6/19/98</td> </tr> <tr> <td colspan="2">RESIDENCE (City and either State or Foreign Country) Monroe, New York</td> <td>COUNTRY OF CITIZENSHIP UNITED STATES</td> </tr> <tr> <td colspan="3">POST OFFICE ADDRESS c/o Unigene Laboratories Inc. 110 Little Falls Road Fairfield, New Jersey 07004</td> </tr> <tr> <td>FULL NAME OF THIRD JOINT INVENTOR (IF ANY) Martha V. L. Ray</td> <td>INVENTOR'S SIGNATURE <i>Martha V. L. Ray</i></td> <td>DATE 6/19/98</td> </tr> <tr> <td colspan="2">RESIDENCE (City and either State or Foreign Country) Nutley, New Jersey</td> <td>COUNTRY OF CITIZENSHIP UNITED STATES</td> </tr> <tr> <td colspan="3">POST OFFICE ADDRESS c/o Unigene Laboratories Inc. 110 Little Falls Road Fairfield, New Jersey 07004</td> </tr> </table>				COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119	UNITED STATES	60/043,700	16 APRIL 1997	YES <u>XX</u> NO <u> </u>				YES <u> </u> NO <u> </u>	UNITED STATES APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)										FULL NAME OF SOLE OR FIRST INVENTOR Nozer M. MEHTA	INVENTOR'S SIGNATURE <i>Nozer M. 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Serial or Patent No.: 09/060,765 OFGS File No. 546-192
Filing or Issue Date: April 15, 1998
Applicant or Patentee: Nozer M. Mehta, et al.
For: DIRECT EXPRESSION OF PEPTIDES INTO CULTURE MEDIA

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
37 CFR 1.9(f) and 1.27(c) - SMALL BUSINESS CONCERN

I hereby declare that with regard to the small business concern identified below I am
☐ the owner of the small business concern
☒ an official of the small business concern empowered to act on behalf of same
NAME OF CONCERN: UNIGENE LABORATORIES, INC.
ADDRESS OF CONCERN: 110 LITTLE FALLS ROAD, FAIRFIELD, NEW JERSEY 07004

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 1.21.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under 35 USC §41(a) and (b) in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns the affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled DIRECT EXPRESSION OF PEPTIDES INTO CULTURE MEDIA by inventor(s) Nozer M. Mehta, Angelo P. Consalvo, Martha V. L. Ray and Christopher P. Meenan described in
☐ U.S. Patent Application filed herewith
☒ U.S. Patent Application Serial No. 09/060,765 filed April 15, 1998
☐ U.S. Patent No. _____ issued _____

the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having the rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a non-profit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. 37 CFR 1.27.

NAME: _____
ADDRESS: _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NON-PROFIT ORGANIZATION
NAME: _____
ADDRESS: _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NON-PROFIT ORGANIZATION

acknowledge the duty to file in this patent application or patent, notification of any change of status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. 37 CFR 1.29(b).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001, and that such willful false statements may jeopardize the validity of the patent application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Ron Levy
ADDRESS OF PERSON SIGNING: c/o Unigene Laboratories, Inc. 110 Little Falls Road, Fairfield, New Jersey 07004

SIGNATURE: _____

DATE: _____

6/19/98